

**COMMISSION DIRECTIVE**

ADMINISTRATIVE MATTERS	<input type="checkbox"/>	DATE	<u>October 3, 2007</u>
MOTOR CARRIER MATTERS	<input type="checkbox"/>	DOCKET NO.	<u>2007-215-C</u>
UTILITIES MATTERS	<input checked="" type="checkbox"/>		<u></u>

**SUBJECT:**

DOCKET NO. 2007-215-C - Petition of Sprint Communications Company L.P. and Sprint Spectrum L.P. d/b/a Sprint PCS for Arbitration of Rates, Terms and Conditions of Interconnection with BellSouth Telecommunications, Incorporated d/b/a AT&T South Carolina d/b/a AT&T Southeast – A Hearing was Held on this Matter on August 20, 2007 – This Matter is Ready for Final Disposition.

**COMMISSION ACTION:**

We heard a lot of testimony in this arbitration matter, but I believe that even though we have concurrent jurisdiction to decide the issue, we have very little information on how the AT&T-BellSouth Merger Commitment was meant to be applied in extending the effective date of the applicable Sprint-AT&T interconnection agreement. For this reason, and since the decision that is made needs to be uniform for a number of states, I move that we defer to the FCC to decide this matter. That agency can establish a uniform interpretation of the meaning of the Merger Commitment for multiple jurisdictions. The parties may also submit for a decision by the FCC AT&T's proposed "Issue 2." Because of our holding that this Commission has concurrent jurisdiction, I also move that AT&T's Motion to Dismiss be denied.

PRESIDING	<u>Hamilton</u>				Session:	Regular
	MOTION	YES	NO	OTHER	Time of Session	<u>2:30 PM</u>
CLYBURN	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		APPROVED	<u></u>
FLEMING	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Absent	APPROVED STC 30 DAYS	<u></u>
HAMILTON	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		ACCEPTED FOR FILING	<u></u>
HOWARD	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Absent	DENIED	<u></u>
MITCHELL	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		AMENDED	<u></u>
MOSELEY	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		TRANSFERRED	<u></u>
WRIGHT	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		SUSPENDED	<u></u>
					CANCELED	<u></u>
					SET FOR HEARING	<u></u>
					ADVISED	<u></u>
					CARRIED OVER	<u></u>
					RECORDED BY	<u>SCHMIEDING</u>

Commissioner Howard and Commissioner Fleming were attending the 2007 National Drinking Water Symposium in La Jolla, California